

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

MORRIS DAY, aka  
RICKEY LOUIS ALFORD,

No. CIV S-05-0904 MCE DAD P

Petitioner,

v.

ORDER

ESTHER BAXTER, ET AL.,

Respondents.

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Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

On May 26, 2005, the magistrate judge filed findings and recommendations herein which were served on petitioner and which contained notice to petitioner that any objections to the findings and recommendations were to be filed within twenty days.

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1 Petitioner has not filed objections to the findings and  
2 recommendations.

3 The court has reviewed the file and finds the findings and  
4 recommendations to be supported by the record and by the  
5 magistrate judge's analysis. Accordingly, IT IS HEREBY ORDERED  
6 that:

7 1. The findings and recommendations filed May 26, 2005, are  
8 adopted in full; and

9 2. Petitioner's application for a writ of habeas corpus is  
10 summarily dismissed.

11 DATED: July 21, 2005

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15 MORRISON C. ENGLAND, JR.  
16 UNITED STATES DISTRICT JUDGE  
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